

***A REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS WAS HELD DECEMBER 20, 1999 AT 9:30 A.M. IN WARRENTON, VIRGINIA***

P R E S E N T Mr. Larry L. Weeks, Chairman; Mr. Joe Winkelmann, Vice Chairman; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum; Mr. G. Robert Lee, County Administrator; Mr. Paul S. McCulla, County Attorney

**ADOPTION OF THE AGENDA**

Mr. Winkelmann moved to adopt the Agenda subject to adding A Resolution to Authorize a Public Hearing to Consider a Request for Exemption from Local Property Taxation for Hospice Support of Fauquier County, Inc.; A Resolution Authorizing the Settlement of that Certain Eminent Domain Litigation Styled as Fauquier County vs Theodore G. Pilcher, Robert M. Pilcher and James T. Pilcher; A Resolution to Authorize the County Administrator to Advertise a Public Hearing to Receive Comments on a Resolution of Endorsement for the Marshall Gateway and Olde Salem Meeting House Project; A Resolution of Support for the Town of Warrenton's Effort to Restore the Mosby-Spilman House to the Consent Agenda; deleting Comprehensive Plan Amendment and Rezoning Request for Leon B. Zeiger; Special Exception for Lynn A. Pirozzoli; and Special Exception for B.G. Sowder from the Regular Agenda and adding Appointments and Closed Session to the Regular Agenda. Mr. Mangum seconded.

Mr. Burton then moved to amend the motion to leave Special Exception for Lynn A. Pirozzoli on the Regular Agenda. Mr. Green seconded, and the vote for the motion was 3 to 2 as follows:

*Ayes: Mr. Wilbur Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum*

*Nays: Mr. Larry L. Weeks; Mr. Joe Winkelmann*

*Absent During Vote: None*

*Abstention: None*

The vote for the original motion to adopt the agenda with changes was 4 to 1 as follows:

*Ayes: Mr. Larry L. Weeks; Mr. Wilbur Burton; Mr. James R. Green,*

*Jr.; Mr. David  
C. Mangum*

*Nays: Mr. Joe  
Winkelmann*

*Absent During  
Vote: None*

*Abstention: Non*

### **CITIZENS TIME**

- Beverly Butterfield, representing the Fauquier Extension Office, introduced John Howe, Extension Agent, Agriculture and Natural Resources Farm Business Management, and Doug Harpole, Extension Agent, 4-H Youth. Mr. Howe and Mr. Harpole gave brief background information to the Board.
- Eloise Trainum thanked Board members for all the help they had given her in the past.
- Kitty Smith informed the Board that the new proffers for the Vint Hill rezoning were not received until Friday morning. Dr. Smith said that she had studied the document and made suggestions.
- Jim Stone said that he felt the decision on the Vint Hill rezoning should be made by the new Board.
- Karen Cosner thanked Board members for help in resolving the parking problem at the SPR building for dialysis patients.
- Peter Schwartz asked the Board to delay a decision on the Vint Hill rezoning.

### **CITIZEN OF THE YEAR AWARDS**

Board members presented plaques to the following in recognition of Citizen of the Year:

Mark Rohrbaugh – Cedar Run District (Mr. Rohrbaugh was not able to attend the meeting.)

Serf Guerra – Lee District (Mrs. Guerra accepted the award on behalf of Mr. Guerra.)

Virgil Dantic – Marshall District

John Chadsey – Center District

Dean Eckelberry – Scott District

**CONSENT AGENDA**

Mr. Winkelmann moved to adopt the following Consent Agenda items. Mr. Green seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Larry  
L. Weeks; Mr.  
Joe  
Winkelmann;  
Mr. Wilbur W.  
Burton; Mr.  
James R. Green,  
Jr.; Mr. David  
C. Mangum*

*Nays: None*

*Absent During  
Vote: None*

*Abstention:  
None*

Approval of the Minutes of the October 18, 1999 and the November 15, 1999 Regular Meetings

A Proclamation to Recognize the Outstanding Contributions of Minnie Bryant Upon Her Retirement as Assistant Registrar After Forty-Five Years of Distinguished Service to the Citizens of Fauquier County

PROCLAMATION

A PROCLAMATION TO RECOGNIZE THE OUTSTANDING  
CONTRIBUTIONS OF MINNIE BRYANT UPON HER  
RETIREMENT AS ASSISTANT REGISTRAR AFTER  
FORTY-FIVE YEARS OF DISTINGUISHED SERVICE  
TO THE CITIZENS OF FAUQUIER COUNTY

WHEREAS, Minnie Bryant is retiring after faithfully serving the citizens of Fauquier County for forty-five years; and

WHEREAS, Minnie Bryant's distinguished career included serving as an Assistant Registrar from 1966 to present, in addition to twelve years as a temporary employee assisting with voter registration in Fauquier County beginning in 1954; and

WHEREAS, Minnie Bryant has, throughout her career, exhibited the highest level of professionalism in the execution of her duties and responsibilities and was instrumental in implementing many important changes and innovations in the Office of the General Registrar; including the conversion of the manual record system to a computer-based system and several redistricting projects; and

WHEREAS, Minnie Bryant is recognized as one of the County's most senior and best loved employees; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 20<sup>th</sup> day of December 1999, That the Fauquier County Board of Supervisors does hereby congratulate Minnie Bryant upon her retirement and does hereby express its sincere appreciation for her forty-five years of faithful service to the citizens of Fauquier County; and, be it

PROCLAIMED FURTHER, That the Fauquier County Board of Supervisors, on behalf of all citizens of Fauquier County, hereby extends its best wishes to Minnie Bryant for a most enjoyable retirement and continued success in all future endeavors.

A Resolution to Recognize the Outstanding Contributions of Billy Harris Upon His Retirement as Clerk to the Circuit Court After Forty Years of Distinguished Service to the Citizens of Fauquier County

#### PROCLAMATION

#### A PROCLAMATION TO RECOGNIZE THE OUTSTANDING CONTRIBUTIONS OF

WILLIAM D. "BILLY" HARRIS UPON HIS RETIREMENT AS CLERK OF THE

CIRCUIT COURT AFTER FORTY YEARS OF DISTINGUISHED SERVICE TO

THE CITIZENS OF FAUQUIER COUNTY

WHEREAS, on December 31, 1999, William D. Harris will retire from public service after providing forty years of dedicated and distinguished service to the Office of the Clerk of the Circuit Court; and

WHEREAS, William D. Harris began his service with the Office of the Clerk of the Circuit Court in August of 1959 and was appointed Deputy Clerk by Circuit Court Clerk Harvey L. Pearson in January of 1962; and

WHEREAS, William D. Harris was appointed to the position of Chief Deputy Clerk in 1972 and served in that capacity until his interim appointment as the Clerk of the Circuit Court on August 30, 1991 to fill the unexpired term of retiring Clerk, Harvey L. Pearson; and

WHEREAS, William D. Harris was elected to the position of Clerk of the Circuit Court in

November of 1991 to serve an eight year term ending on December 31, 1999;

WHEREAS, William D. Harris has been continually recognized for his outstanding achievements and contributions to the citizens of Fauquier County and the Circuit Court; and

WHEREAS, William D. Harris received the Fauquier County Bar Association's first annual "Service to Administration of Justice Award" in May of 1976 for his zeal for efficiency, cooperative nature and his sense of justice which brings credit upon him and those associated with him; and

WHEREAS, William D. Harris was recognized by the Virginia Supreme Court in 1993 with the "Outstanding Career Service Award"; and

WHEREAS, William D. Harris received the "Meritorious Recognition Award" from Sheriff Joe Higgs for his outstanding contributions to public safety in 1994; and

WHEREAS, William D. Harris was awarded the title "Certified Circuit Court Clerk" by the University of Virginia's Weldon Cooper Center for Public Service and Division of Continuing Education for his extensive education and court experience in 1995; and

WHEREAS, during his eight years as Clerk, William D. Harris has applied for and received eight grants from the Library of Virginia totaling \$158,981 for such programs as processing, preserving and indexing Fauquier County's valuable and historic Court papers dating from the 1700's; reformatting the real estate land books from paper to microfilm; installation of a record room security system; and the purchase of a microfilm reader/printer for the Clerk's Office land tax books; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 20<sup>th</sup> day of December 1999, That the Fauquier County Board of Supervisors does hereby express its sincere appreciation for the many outstanding contributions of William D. "Billy" Harris to the citizens of Fauquier County and the Circuit Court during the course of his forty years of distinguished service to the Office of the Circuit Court Clerk; and, be it

PROCLAIMED FURTHER, That the Board of Supervisors does hereby extend its heartfelt best wishes to William D. "Billy" Harris" in all future endeavors.

A Resolution to Endorse the Legislative Priorities of the Virginia League of Social Services Executives (VLSSE) for the 2000 General Assembly Session

## RESOLUTION

### A RESOLUTION TO ENDORSE THE LEGISLATIVE PRIORITIES

### FOR THE 2000 GENERAL ASSEMBLY SESSION OF THE

## VIRGINIA LEAGUE OF SOCIAL SERVICES EXECUTIVES (VLSSE)

WHEREAS, the Fauquier County Board of Supervisors endorses the principles of maximizing local flexibility in the administration of programs and providing prevention and self-sufficiency programs to help families avoid long term dependence; and

WHEREAS, the Fauquier County Board of Supervisors wishes the state to restore funding of its proportionate share of the costs of social services administration; and

WHEREAS, the Fauquier County Board of Social Services has endorsed the legislative priorities of the Virginia League of Social Services Executives as supporting these principles; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20<sup>th</sup> day of December 1999, That the Fauquier County Board of Supervisors endorses the priorities of the Virginia League of Social Services Executives; and, be it

RESOLVED FURTHER, That the Board and staff of the Fauquier County Department of Social Services be, and are hereby, authorized to advocate for the adoption of these priorities by the 2000 Virginia General Assembly.

A Resolution to Authorize a Public Hearing to Consider a Request for Exemption from Local Property Taxation for "The Columbians"

### RESOLUTION

#### A RESOLUTION TO AUTHORIZE A PUBLIC HEARING TO CONSIDER THE DESIGNATION OF REAL AND PERSONAL PROPERTY OWNED BY THE COLUMBIANS AS TAX EXEMPT PROPERTY

WHEREAS, Section 30-19.04 of the Code of Virginia, 1950, as amended, establishes the procedures for legislative designation of organizations whose property may be exempted from taxation pursuant to Article X, Section 6 of the Constitution of the Commonwealth of Virginia; and

WHEREAS, Section 30-19.04 requires that the local governing body of the jurisdiction in which the property is situated consider a resolution supporting or refusing to support the property tax exemption; and

WHEREAS, The Columbians is a non-profit organization established in 1993 that donates home furnishings, clothing and personal property to those in need in Fauquier County and has been granted tax exempt status under Section 501 (c)(3) of the Internal Revenue Code; and

WHEREAS, The Columbians is requesting that tax exempt status be granted to any real or personal property owned by the The Columbians now or in the future; and

WHEREAS, a preliminary review indicates that The Columbians meets the criteria set forth in Article X of the Constitution of the Commonwealth of Virginia and Virginia Code Sections 58.1-3650 and 30-19.04(b) 1-8; and

WHEREAS, the request of The Columbians is in conformance with the Board of Supervisors Policy on Exemptions From Taxation adopted September 3, 1996, in that the entity is one to which the County is unable to make a donation, but can be exempted from real or personal property; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of December 1999, That a public hearing be held as soon as practicable concerning the proposal of The Columbians to have all real and personal property owned by The Columbians now or in the future designated by the General Assembly as tax exempt property; and, be it

RESOLVED FURTHER, That the Board of Supervisors does hereby request that the Commissioner of the Revenue verify the eligibility of The Columbians for real and personal property tax exemption and make a formal recommendation to the Board of Supervisors regarding the disposition of this request prior to the public hearing.

FY 2000 Budget Transfers and Supplemental Appropriations in the Amount of \$434,246

## RESOLUTION

### A RESOLUTION TO TRANSFER AND APPROPRIATE

#### FUNDS IN THE AMOUNT OF \$434,246

WHEREAS, the Board of Supervisors is charged by the Code of Virginia with the operation of an annual budget for Fauquier County; and

WHEREAS, this annual budget is a plan of how funds received by the County will be used to meet the needs of the citizens of the County; and

WHEREAS, during the course of the fiscal year certain events occur which necessitate changing the budget plan by increasing a department's total budget; and

WHEREAS, funds needed to increase a department's budget must come from internal adjustments or from an outside source such as State, Federal, grant or other local sources such as the County's Reserve for Contingency; and

WHEREAS, the School Division requested appropriation of \$8,100 from 1998 Bell Atlantic E-Rate Funds, \$886 State reimbursement for Warrenton Middle School, \$72,606 for Goals 2000: Educate America Grant (Computers and Related Technologies) from Federal funds, \$1,744 for Goals 2000: Educate America Grant (In-Service Training) from Federal funds, \$7,010 from Title VI FY 1999 Federal grant carryover funds, \$112,278 Class Size Reduction Grant from Federal funds and \$102,432 School to Work Grant from

Federal funds; and

WHEREAS, the Department of Social Services requested the appropriation of \$25,920 in State Grant funds for Bright Stars and \$51,486 in State funded Mini Grants; and

WHEREAS, the Treasurer requested appropriation of \$9,560 from Real Estate Taxes to convert a part time permanent tax collector position to full time permanent; and

WHEREAS, the Board of Supervisors requested appropriation of \$25,928 from the Contingency Reserve for laptop computers, printer/fax/copiers and pagers; and

WHEREAS, the Office of Management and Budget requested \$9,759 salary increase by the State Compensation Board for certain employees in the Sheriff's Office and Commissioner of Revenue and Clerk of the Circuit Court Departments; and

WHEREAS, Information Resources Department requested appropriation of \$6,537 from Geographic Information System's (GIS) revenue to partially fund conversion of a part time temporary GIS Intern position to a full time permanent GIS Technician; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of December 1999, That the sum of \$434,246 be carried over, transferred or appropriated, and hereby approved as follows:

	FROM			TO	
Source	Code	Amount	Department	Code	Amount
Corporate Funds	3-205-189913-0016	\$8,100	School Division	4-205-61325-8200-300-001-000	\$8,100
State Funds	3-205-242000-0068	\$886	School Division	4-205-61100-6013-304-002-000	\$886
Federal Funds	3-205-332000-0005	\$72,606	School Division	4-205-61100-8100-300-005-425	\$72,606
Federal Funds	3-205-332000-0005	\$1,744	School Division	4-205-61100-6035-300-005-425	\$1,744
Federal Funds	3-205-332000-0003	\$7,010	School Division	4-205-61100-6013-300-005-420	\$7,010
Federal Funds	3-205-332000-0039	\$112,278	School Division	4-205-61100-1121-200-005-445	\$91,692
				4-205-61100-2100-200-005-445	\$7,014
				4-205-61100-2210-200-005-445	\$12,874



				4-205-61100-2310-200-005-445	\$698
Federal Funds	3-205-332000-0040	\$102,432	School Division	4-205-061100-1621-300-005-475	\$19,000
				4-205-061100-2100-300-005-475	\$6,270
				4-205-061100-3600-300-005-475	\$500
				4-205-061100-3161-300-005-475	\$1,000
				4-205-061100-6008-300-005-475	\$5,675
				4-205-061100-5504-300-005-475	\$1,000
				4-205-061100-6013-300-005-475	\$28,987
				4-205-061100-8200-300-005-475	\$40,000
State Funds	3-100-24000-0080	\$25,920	Social Services	4-100-53140-3161	\$25,920
State Funds	3-100-241000-100	\$51,486	Social Services	4-100-53170-5718	\$51,486
Local Revenue	3-100-111001-0001	\$9,560	Treasurer	4-100-12410-1101	\$1,440
				4-100-12410-2100	\$6,776
				4-100-12410-2210	\$519
				4-100-12410-2310	\$825
Contingency Reserve	4-100-091400-9618	\$25,928	Board of Supervisors	4-100-11010-8207	\$25,928
Local Revenue	3-100-167000-0040	\$6,537	Information Resources	4-100-12511-1101	\$3,207
				4-100-12511-2100	\$704
				4-100-12511-2210	\$1,120
				4-100-12511-2310	\$1,440
				4-100-12511-2400	\$66
State Funds	4-100-230000-0020	\$1,007	OMB	4-100-31200-1101	\$835

	4-100-230000-0030	\$2,098		4-100-31200-2100	\$64
	4-100-230000-0070	\$6,654		4-100-31200-2210	\$102
				4-100-31200-2400	\$6
				4-100-12310-1101	\$1,740
				4-100-12310-2100	\$133
				4-100-12310-2210	\$212
				4-100-12310-2400	\$13
				4-100-21600-1101	\$5,520
				4-100-21600-2100	\$422
				4-100-21600-2210	\$672
				4-100-21600-2400	\$40
<b>TOTAL</b>		<b>\$434,246</b>			<b>\$434,246</b>

A Resolution Authorizing the Virginia Department of Transportation to Install and Maintain Signs on Cardinal Drive in the Cardinal Meadows Subdivision Alerting Motorists that Children May be at Play Nearby

## RESOLUTION

A RESOLUTION AUTHORIZING THE VIRGINIA DEPARTMENT  
OF TRANSPORTATION TO INSTALL AND MAINTAIN SIGNS ON  
CARDINAL DRIVE IN THE CARDINAL MEADOWS SUBDIVISION  
ALERTING MOTORISTS THAT CHILDREN MAY BE AT PLAY NEARBY

WHEREAS, Section 33.1-210.2 of the Code of Virginia, 1950, as amended, provides that the governing body of any county may, by resolution, request the Commissioner to install and maintain signs alerting motorists that children may be at play nearby; and

WHEREAS, David Mangum, Lee District representative on the Board of Supervisors, has requested that this Board authorize the installation and maintenance of "Children at Play" signs on Cardinal Drive in the Cardinal Meadows Subdivision; and

WHEREAS, Section 33.1-210.2 provides that the cost of installing said signs shall be paid out of the secondary system construction allocation and that maintenance of said signs shall be paid out of the secondary system maintenance allocation to the affected county; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20<sup>th</sup> day of December 1999, That the Transportation Commissioner be directed to install and maintain "Children at Play" signs on Cardinal Drive in the Cardinal Meadows Subdivision; and, be it

RESOLVED FURTHER, That the source of funding for the installation of the signs shall be the secondary system construction allocation to Fauquier County and maintenance of said signs shall be paid out of the secondary system maintenance allocation to Fauquier County.

A Resolution Authorizing an Addendum to the Lease Agreement for the Bealeton Branch Library

RESOLUTION

A RESOLUTION TO AUTHORIZE AN ADDENDUM TO LEASE

AGREEMENT FOR THE BEALETON BRANCH LIBRARY

WHEREAS Fauquier County and Bealeton Village Partnership entered into a Lease Agreement for retail space at the Bealeton Village Center, Bealeton, Virginia, for a branch library to serve the residents of southern Fauquier County, executed February 4, 1991; and

WHEREAS, such lease has been previously renewed for additional periods of time beyond the Initial Term; and

WHEREAS, Fauquier County and the Bealeton Village Partnership hereto do mutually agree and consent that the following terms shall modify the terms as written in the Lease Agreement:

1. The premises shall include store, "V" and "W" (as illustrated on Schedule A-1 of the Lease Agreement) containing approximately 3,200 square feet of space.
2. The monthly rent shall not exceed Two Thousand Four Hundred and 00/100 Dollars (\$2,400.00) per month, adjusted only for real estate taxes.
3. The Lease Term shall be for a period of three (3) years commencing January 1, 1999 and ending December 31, 2001; and

WHEREAS, Fauquier County is mindful of the fact that the Bealeton branch must be expanded to ensure adequate library services for a major population center of the county. County Attorney Paul McCulla drafted the following clause for the lease addendum and it has been accepted by Steve Major, agent for Bealeton Village Partnership:

"Notwithstanding any provision of the Addendum or the Lease, the Lease and the Addendum shall automatically be terminated and all parties released from any and all liability hereunder upon the execution by County of Fauquier or a new lease with Bealeton Village Partnership, or any other entity, to re-locate

the Bealeton branch of the Fauquier County Library." now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20<sup>th</sup> day of December 1999, That the Chairman of the Board of Supervisors be, and is hereby, authorized to execute an addendum to the lease with the Bealeton Village Partnership for the Bealeton Branch Library for the terms stated above.

A Resolution to Authorize a Public Hearing to Consider a Request for Exemption from Local Property Taxation for Hospice Support of Fauquier County, Inc.

## RESOLUTION

### A RESOLUTION TO AUTHORIZE A PUBLIC HEARING TO CONSIDER

### THE DESIGNATION OF REAL PROPERTY OWNED BY HOSPICE SUPPORT

### OF FAUQUIER COUNTY, INC., AS TAX EXEMPT REAL PROPERTY

WHEREAS, Section 30-19.04 of the Code of Virginia, 1950, as amended, establishes the procedures for legislative designation of organizations whose property may be exempted from taxation pursuant to Article X, Section 6 of the Constitution of the Commonwealth of Virginia; and

WHEREAS, Section 30-19.04 requires that the local governing body of the jurisdiction in which the property is situated consider a resolution supporting or refusing to support the property tax exemption; and

WHEREAS, Hospice Support of Fauquier County, Inc., is a non-profit, volunteer organization that provides supportive care to terminally ill patients in Fauquier County and their families; and

WHEREAS, Hospice Support of Fauquier County, Inc. is a non-profit organization granted tax exempt status under Section 501 (c)(3) of the Internal Revenue Code; and

WHEREAS, Hospice Support of Fauquier County owns one tract of real property in Fauquier County, Virginia, (specifically PIN 6984-43-8588-009);

WHEREAS, a preliminary review indicates that Hospice Support of Fauquier County, Inc., meets the criteria set forth in Article X of the Constitution of the Commonwealth of Virginia and Virginia Code Sections 58.1-3650 and 30-19.04(b) 1-8; and

WHEREAS, the request of Hospice Support of Fauquier County, Inc. is in conformance with the Board of Supervisors Policy on Exemptions From Taxation adopted September 3, 1996, in that the organization has received three consecutive annual donations on or after July 1996 from the County reimbursing the organization for real property taxes; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of December 1999, That a public hearing be held as soon as practicable concerning the proposal of Hospice Support of Fauquier County, Inc., to have real property owned by Hospice Support of Fauquier County, Inc., (specifically PIN 6984-43-8588-009) designated by the General Assembly as tax exempt real property; and, be it

RESOLVED FURTHER, That the Board of Supervisors does hereby request that the Commissioner of the Revenue verify the eligibility of Hospice Support of Fauquier County, Inc., for real property tax exemption and make a formal recommendation to the Board of Supervisors regarding the disposition of this request prior to the public hearing.

A Resolution Authorizing the Settlement of that Certain Eminent Domain Litigation Styled as Fauquier County vs Theodore G. Pilcher, Robert M. Pilcher and James T. Pilcher

## RESOLUTION

### A RESOLUTION AUTHORIZING THE SETTLEMENT OF THAT CERTAIN

### EMINENT DOMAIN LITIGATION STYLED AS FAUQUIER COUNTY V.

### THEODORE G. PILCHER, ROBERT M. PILCHER AND JAMES T. PILCHER

WHEREAS, by previous resolution of the Board of Supervisors dated September 15, 1998, the Board of Supervisors authorized the acquisition of 19.2850 acres, more or less, of real property from Theodore G. Pilcher, Robert M. Pilcher and James T. Pilcher as part of the expansion of the Warrenton-Fauquier Airport; and

WHEREAS, by the aforesaid resolution, the County Administrator was authorized to apply for and accept grant funds from the Federal Aviation Administration (FAA) for the purchase of the Theodore G. Pilcher, Robert M. Pilcher and James T. Pilcher property; and

WHEREAS, by the aforesaid resolution, the County Administrator was authorized to execute all necessary settlement documents for the purchase of the property and was also authorized to expend funds from the Capital Projects Fund to purchase the aforesaid property, subject to reimbursement from FAA grant funds; and

WHEREAS, the County of Fauquier instituted a condemnation action styled Fauquier County v. Theodore G. Pilcher, Robert M. Pilcher and James T. Pilcher for the condemnation of the aforesaid 19.2850 acres of land; and

WHEREAS, Theodore G. Pilcher, Robert M. Pilcher and James T. Pilcher have agreed to settle the condemnation action on the following terms and conditions:

- a. Payment of the sum of \$80,000.00 for approximately 11 acres in fee and the remainder in easement prohibiting the erection of structures and permitting the County clearance of obstructions;
- b. The formalization of a 50' wide ingress/egress easement over Airport property recently acquired from the Pfamatters; and
- c. An agreement to grant the Pilchers, without cost, a water and sewer easement over Airport property at a mutually agreeable site which does not negatively affect Airport operations if the property is included in the Midland Service District;

now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20<sup>th</sup> day of December 1999, That the County Administrator is hereby authorized to execute and submit a grant application for, and to accept, FAA grant funds in the amount of not more than \$80,000.00 for the purpose of acquiring land to expand the Warrenton-Fauquier Airport; and, be it

RESOLVED FURTHER, That the County Attorney and County Administrator are hereby authorized to execute such settlement documents and court pleadings and to expend such funds from the Capital Projects Fund, subject to reimbursement from FAA grant funds, as are necessary to acquire, on the terms and conditions set forth above, the following property for a sum not to exceed \$80,000.00 plus any normally reimbursable and proper land acquisition and settlement expenses:

**NAME PIN ACREAGE**

Theodore G, Robert M. and 7809-86-4481 19.2850 acres

James T. Pilcher (approximately 11

acres in fee with

remainder in

easement)

and, be it

RESOLVED FINALLY, That the purchase of the aforesaid property and the settlement of the aforesaid condemnation litigation is contingent upon: (1) the approval and allocation to Fauquier County by the FAA and the VDOA of grant funds in the amount equivalent to 98% of the \$80,000.00 purchase price plus any normally reimbursable land acquisition and property settlement expenses; (2) title acceptable to the FAA and the County Attorney in their sole and complete discretion; and (3) FAA authorization of an administrative settlement on the terms and conditions set forth above.

A Resolution to Authorize the County Administrator to Advertise a Public Hearing to Receive Comments on a Resolution of Endorsement for the Marshall Gateway and Olde Salem Meeting House Project

RESOLUTION

A RESOLUTION TO AUTHORIZE THE County ADMINISTRATOR TO  
ADVERTISE A PUBLIC HEARING TO RECEIVE PUBLIC COMMENT  
ON A RESOLUTION OF ENDORSEMENT FOR THE MARSHALL  
GATEWAY AND OLDE SALEM MEETING HOUSE PROJECT

WHEREAS, in accordance with the application requirements of the Virginia Department of Transportation's (VDOT) Transportation Enhancement Program, the local government must provide a resolution of endorsement for projects submissions; and

WHEREAS, the Fauquier County Board of Supervisors, by resolution on the 19<sup>th</sup> day of January 1999, endorsed an improvement project for the Olde Salem Meeting House; and

WHEREAS, the Fauquier County Board of Supervisors wishes to endorse the application for this transportation enhancement project; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of December 1999, That the County Administrator be, and is hereby, directed to schedule a public hearing to receive citizen comments on the resolution of endorsement for the Marshall Gateway and Olde Salem Meeting House Project

A Resolution of Support for the Town of Warrenton's Effort to restore the Mosby-Spilman House

RESOLUTION

A RESOLUTION OF SUPPORT FOR THE TOWN OF WARRENTON'S  
EFFORT TO RESTORE THE MOSBY-SPILMAN HOUSE

WHEREAS, the Fauquier County Board of Supervisors supports economic development opportunities for clean industry and expansion of the County's tax base; and

WHEREAS, the use of existing historic resources for tourism is a vital component of economic development and one having the least impact; and

WHEREAS, the Town of Warrenton purchased the Mosby-Spilman House, a home listed on the National Register of Historic Places, and the former home of Civil War Colonel John S. Mosby of "Gray Ghost" fame; and

WHEREAS, the John S. Mosby Foundation has been organized as a group of interested citizens to serve to restore the house and develop a museum recognizing various aspects of the County's and the Town's history during the period in and around the Civil War;

and

WHEREAS, a new visitors' center would also be developed at the site which would expand tourism potential for the Town and the County; and

WHEREAS, Fauquier County and the Town of Warrenton have joined together with the Warrenton-Fauquier Chamber of Commerce to promote tourism and have been recognized as accredited communities under the Commonwealth's standards; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20<sup>th</sup> day of December 1999, That the Board does and hereby expresses its support of the John S. Mosby Foundation and Foundation's efforts to develop a first-class museum and visitors' center at the Mosby-Spilman House which will serve to enhance the economic development program of Fauquier County and the Town of Warrenton now and in the future.

**A RESOLUTION TO AUTHORIZE AN INCREASE IN THE BASE SERVICE FEE FOR USERS OF THE PARIS WATER SYSTEM**

A public hearing was held at the November 15, 1999 meeting to consider an increase in the base service fee for users of the Paris Water System. Mr. Green moved to table the decision until the June 19, 2000 meeting. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Larry  
L. Weeks; Mr.  
Joe  
Winkelmann;  
Mr. Wilbur W.  
Burton; Mr.  
James R. Green,  
Jr.; Mr. David  
C. Mangum*

*Nays: None*

*Absent During  
Vote: None*

*Abstention:  
None*

**COMPREHENSIVE PLAN AMENDMENT AND REZONING REQUEST – STATE BANK OF REMINGTON**

A public hearing was held on November 15, 1999 to consider a request from the State Bank of Remington to amend the Comprehensive Plan on the Bealeton Service District map to revise the density, as well as amend the text to include the new density and



Planned Residential Development District and to rezone 103 acres from R-1, R-4, TH, C-1 and C-3 to Planned Residential Development and C-2. The property is located at the southern portion of the Route 17 and Route 28 crossroads in the Bealeton Service District, Lee District. Mr. Mangum moved to adopt the following resolution and ordinance. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Larry  
L. Weeks; Mr.  
Joe  
Winkelmann;  
Mr. Wilbur W.  
Burton; Mr.  
James R. Green,  
Jr.; Mr. David  
C. Mangum*

*Nays: None*

*Absent During  
Vote: None*

*Abstention:  
None*

#### RESOLUTION

#### A RESOLUTION TO APPROVE COMPREHENSIVE

#### PLAN AMENDMENT #CPA99-L-05

WHEREAS, the State Bank of Remington, Owner/Applicant, has filed an application to amend the Fauquier County Comprehensive Plan in accordance with the provisions of Article 13-202 of the Fauquier County Zoning Ordinance; and

WHEREAS, this amendment is to incorporate a Planned Residential Development (PRD) into the text and corresponding densities of the PRD and C-2 zoning into the map of the Bealeton Service District in the Comprehensive Plan; and

WHEREAS, the proposal meets the amendment criteria outlined in the Comprehensive Plan; and

WHEREAS, the Fauquier County Planning Commission held a public hearing on September 30, 1999, regarding this Comprehensive Plan Amendment; and

WHEREAS, the Fauquier County Planning Commission unanimously recommended approval; and

WHEREAS, the Fauquier County Board of Supervisors held a public hearing on November

15, 1999, on this request; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of December 1999, That the Fauquier County Comprehensive Plan be, and is hereby, amended by incorporating a Planned Residential Development (PRD) into the text and corresponding densities of the PRD and C-2 zoning into the map of the Bealeton Service District in the Comprehensive Plan, identified as PINs #6899-46-4144 and #6899-47-6674 into the Comprehensive Plan.

## ORDINANCE

### AN ORDINANCE TO APPROVE REZONING REQUEST #RZ99-L-04,

#### STATE BANK OF REMINGTON PROPERTY

WHEREAS, the owner and applicant, the State Bank of Remington, has initiated a request to amend the Fauquier County Zoning Map by changing the designation for a 103 acre parcel, identified by PIN #6899-46-4144 and #6899-47-6674, from R-1, R-4, TH, C-1, and C-3 to Planned Residential Development (PRD) and Commercial Highway (C-2); and

WHEREAS, the applicants have filed an application to amend the Fauquier County Zoning Ordinance in accordance with the provisions of Article 13-202 and submitted modification to the Zoning Ordinance Sections 3-402 (Minimum Lot Size); and

WHEREAS, the 103 acre parcel is situated within the Bealeton Service District; and

WHEREAS, the Fauquier County Planning Commission held a public hearing on September 30, 1999, regarding this rezoning request; and

WHEREAS, the Fauquier County Planning Commission unanimously recommended denial; and

WHEREAS, the Board of Supervisors on November 15, 1999, held a public hearing on this rezoning request; and

WHEREAS, by the adoption of this Ordinance the Board of Supervisors has determined that the public necessity, convenience, general welfare, or good zoning practice is satisfied by this amendment to the Fauquier County Zoning Map; and

WHEREAS, the Board of Supervisors, by the adoption of this ordinance, finds that the standards of the Fauquier County Zoning Ordinance for zoning amendments including, but not limited to, those standards contained in Articles 4-114 "General Standards for Approval of a Rezoning to Planned Residential District", and Section 13-201 et seq. "Amendments" are satisfied by the rezoning of the property which is the subject of this rezoning application to the PRD and the Commercial Highway zoning districts; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 20th day of December 1999, That Rezoning Request #RZ99-L-04 to change the zoning designation for the 103 acre parcel off of Route 28 and Route 17, identified as PIN #6899-46-4144 and #6899-47-6674 from R-1, R-4, TH, C-1, and C-3 to Planned Residential Development (PRD) and Commercial Highway (C-2) be, and is hereby approved with proffers; and, be it

ORDAINED FURTHER, That the modifications contained in the rezoning application are hereby approved.

#### **REZONING REQUEST – VINT HILL ECONOMIC DEVELOPMENT AUTHORITY**

A public hearing was held at the December 6, 1999 meeting to consider a request from the Vint Hill Economic Development Authority to rezone 661.76 acres from Rural Agriculture to Planned Residential District and Planned Commercial Industrial Development District. The property is located on Routes 215 and 652, Cedar Run District. Mr. Burton moved to adopt the following ordinance. Mr. Mangum seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry  
L. Weeks; Mr.  
Joe  
Winkelmann;  
Mr. Wilbur W.  
Burton; Mr.  
James R. Green,  
Jr.; Mr. David  
C. Mangum

Nays: None

Absent During  
Vote: None

Abstention:  
None

#### **ORDINANCE**

#### **AN ORDINANCE TO APPROVE REZONING REQUEST**

#### **#RZ99-CR-07, VINT HILL EDA PROPERTY**

WHEREAS, the owners and applicants, Paul W. Johnson, Deputy Assistant Secretary of Army Installations and the Vint Hill Economic Development Authority, have initiated a request to amend the Fauquier County Zoning Map by changing the designation for 661.76 acres, identified by PIN #7915-88-6141 and #7915-75-9953, from Rural Agriculture (RA) to 257.86 acres Planned Residential Development (PDR) and 403.9 acres Planned Commercial Industrial Development District (PCID); and

WHEREAS, the applicants have filed an application to amend the Fauquier County Zoning Ordinance in accordance with the provisions of Article 13-202 and submitted modifications to the Zoning Ordinance Sections 3-402 (Minimum Lot Size), 3-403 (minimum Lot Width), 3-404 (Minimum Front Yard), 3-405 (Minimum side and Rear Yard), 7-103 (Residential Parking Spaces), 7-301 (Private Streets), 4-607 (Lot and Building Requirements Location to Adjacent Roads), 4-608 (Floor Area Ratio), 4-611 (Architectural Controls and Design Standards), 4-613 (Rezoning to the Planned Commercial and Industrial Development District), 4-616 (Deviations from and Modifications to the Approved Concept Plan); and

WHEREAS, the 661.76 acres are situated within the New Baltimore Service District; and

WHEREAS, the Fauquier County Planning Commission held a public hearing on September 30, 1999, regarding this rezoning request; and

WHEREAS, the Fauquier County Planning Commission recommended approval in a 4-1 vote at the November 18, 1999, Regular Meeting; and

WHEREAS, the applicant has submitted proffers addressing the impact of the proposed rezoning; and

WHEREAS, the Board of Supervisors on December 6, 1999, held a public hearing on this rezoning request; and

WHEREAS, the Board of Supervisors has reviewed Rezoning Request No. #RZ99-CR-07; has reviewed the concept development plan and proffers submitted by the applicants; has received and reviewed the reports of staff; and has received citizen comment on the proposed rezoning; and

WHEREAS, by the adoption of this Ordinance the Board of Supervisors has determined that the public necessity, convenience, general welfare, and good zoning practice is satisfied by this amendment to the Fauquier County Zoning Map as requested by the applicant; and

WHEREAS, the Board of Supervisors, by the adoption of this ordinance, finds that the standards of the Fauquier County Zoning Ordinance for zoning amendments including but not limited to, those standards contained in Articles 4-114 "General Standards for Approval of a Rezoning to Planned Residential District", 4-614 "General Standards for Approval of a Rezoning to the Planned Commercial Industrial Development District", and Section 13-201 et seq. "Amendments" are satisfied by the rezoning of the property which is the subject of this rezoning application to the PRD and PCID zoning districts; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 20th day of December 1999, That Rezoning Request #RZ99-CR-07 to change the zoning designation for the 661.76 acre parcel off of Route 215 and Route 652, identified as PIN #7915-88-6141

and #7915-75-9953 from RA (Rural Agricultural) to 257.86 acres PRD (Planned Residential Development) and 403.9 acres PCID (Planned Commercial Industrial Development District) be, and is hereby, approved with proffers and Concept Development Plan; and, be it

ORDAINED FURTHER, That the modifications contained in the rezoning application are hereby, approved.

**SPECIAL EXCEPTION – LYNN A PIROZZOLI, OWNER/APPLICANT**

A public hearing was held at the December 6, 1999 meeting to consider a request for special exception approval from Lynn A. Pirozzoli to allow for a flagstone patio area and catering staging area/horse boarding annex that were built in proximity to, but not the exact location specified on a previously approved special exception plat. The property is located on Meetze Road, Center District. Because of confusion regarding three versions of conditions submitted, Mr. Mangum moved to postpone this issue until later in the meeting. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Larry  
L. Weeks; Mr.  
Joe  
Winkelmann;  
Mr. Wilbur W.  
Burton; Mr.  
James R. Green,  
Jr.; Mr. David  
C. Mangum*

*Nays: None*

*Absent During  
Vote: None*

*Abstention:  
None*

The meeting was recessed for Board members to participate in the Employee Service Award Program.

The meeting was reconvened following the Employee Service Award Program in the Warren Green Meeting Room.

**SPECIAL EXCEPTION – LYNN A PIROZZOLI, OWNER/APPLICANT**

This item was postponed from earlier in the meeting to allow staff time to review submitted conditions. Mr. Winkelmann moved to table the decision until the January 18, 2000 meeting because conditions submitted did not reach Board members forty-eight

hours prior to the meeting as required by Section 5-2 of the Board of Supervisors By-laws and Rules of Procedure. Mr. Burton seconded, and the vote for the motion was 4 to 1 as follows:

*Ayes: Mr. Larry  
L. Weeks; Mr.  
Joe  
Winkelmann;  
Mr. Wilbur W.  
Burton; Mr.  
David C.  
Mangum*

*Nays: Mr. James  
R. Green, Jr.*

*Absent During  
Vote: None*

*Abstention:  
None*

#### **WARREN COUNTY BOUNDARY ADJUSTMENT**

A public hearing was held to consider authorizing an agreement with Warren County providing for the adjustment of its boundaries. Mac McGrail spoke in opposition to the agreement because of the potential for properties transferred to Warren County being subdivided. Cord Oliphant spoke in favor of the agreement and stated that he felt a more permanent boundary would be along the Appalachian Trail. Mark Smith spoke in favor of the agreement. Kitty Smith spoke in opposition to the agreement and said that she would be very concerned about the property being transferred to Warren County. Dr. Smith also requested the Board consider referring this to the Planning Commission for recommendation. No one else spoke. The public hearing was closed. Mr. Green moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Larry  
L. Weeks; Mr.  
Joe  
Winkelmann;  
Mr. Wilbur W.  
Burton; Mr.  
James R. Green,  
Jr.; Mr. David  
C. Mangum*

*Nays: None*

*Absent During  
Vote: None*

*Abstention:  
None*

## RESOLUTION

A RESOLUTION OF THE BOARD OF SUPERVISORS OF  
FAUQUIER COUNTY AUTHORIZING THE ENTRY OF THE  
COUNTY OF FAUQUIER INTO AN AGREEMENT WITH THE  
COUNTY OF WARREN PROVIDING FOR THE ADJUSTMENT  
OF ITS BOUNDARIES PURSUANT TO SECTION 15.2-3106

### ET SEQ OF THE CODE OF VIRGINIA

WHEREAS, the Counties of Warren and Fauquier desire to establish, relocate or change a portion of the boundary line between them; and

WHEREAS, the Warren County Attorney has prepared a proposed Boundary Adjustment Agreement; and

WHEREAS, the Board of Supervisors of Fauquier County has, after due notice as required by law, held a public hearing on December 20, 1999 to receive citizen comment on the proposed Boundary Adjustment Agreement; and

WHEREAS, the Board of Supervisors of Fauquier County believes it to be both necessary and expedient considering the best interest of the citizens of the County and of the Commonwealth in promoting strong and viable units of government to enter into the proposed agreement; now, therefore, be it

RESOLVED by the Board of Supervisors of Fauquier County this 20<sup>th</sup> day of December 1999, That the Chairman be, and is hereby, authorized to sign the Boundary Adjustment Agreement with Warren County; and, be it

RESOLVED FURTHER, That the County Administrator is authorized to take all actions as are necessary to accomplish the objectives set forth herein; and, be it

RESOLVED FINALLY, That the County Attorney is directed to undertake such steps as are necessary to prepare, file and prosecute jointly with the attorney for the County of Warren, a petition with the Circuit Court of Fauquier County or Warren County pursuant

to Virginia Code Section 15.2-3108 et seq., of the Code of Virginia, 1950, as amended, for the entry of an order approving the new boundary line between the County of Fauquier and the County of Warren.

AN AGREEMENT TO ESTABLISH, RELOCATE OR  
CHANGE A PORTION OF THE BOUNDARY LINE  
BETWEEN THE COUNTIES OF FAUQUIER AND WARREN,  
NORTH OF THE CHESTER GAP AREA

1. This document is an agreement to establish, relocate or change a boundary line between localities, as provided by § 15.2-3106 of the Code of Virginia.
2. The parties to this Agreement are the Counties of Fauquier and Warren, both of whom are duly constituted political subdivisions of the Commonwealth of Virginia, and as such, constitute "localities" within the meaning of § 15.2-3106 of the Code of Virginia, and thereby have authority to enter into this Agreement.
3. The parties to this Agreement desire to establish, relocate or change a portion of the boundary line between them in order to resolve the uncertainty and/or inconvenience which now exists as to the location of the boundary north of the village of Chester Gap. The uncertainty has resulted in real and personal property being taxed by a County other than the County where the property is located, in children attending school in a County other than the County in which they reside, and in confusion as to jurisdiction in the investigation and prosecution of criminal matters, as to the application to zoning and subdivision laws and as to the proper place for the recordation of deeds. The inconvenience has resulted in real property being located and taxed in one locality which access and government services such as police and fire and rescue services are provided by the other locality.
4. Attached hereto, and incorporated herein, as **Exhibit A**, is a description of the properties being adjusted as a result of this Agreement and maps showing the adjustment areas. That portion of the boundary line between the Counties of Fauquier and Warren as is encompassed by this Agreement is hereby established, relocated or changed to be shown on Exhibit A (list of properties and the maps). This Agreement shall not affect any other portion of any boundary between these Counties.
5. In general terms, the boundary line established hereby comes up the Rappahannock River between the Counties of Rappahannock and Fauquier to a point in the center of the Rappahannock River, thence proceeds westerly to a new common corner between the Counties of Rappahannock, Fauquier and Warren. From this new corner, the boundary runs between Rappahannock and Warren Counties in a southwesterly direction through the village of Chester



Gap to a point in the present boundary line between these two Counties at the top of the Blue Ridge Mountains. The new boundary line coincides as nearly as practicable with the boundary lines of existing parcels and with existing roads, and therefore may be described by reference to existing properties and tax maps as is done in Exhibit A.

6. Prior to the adoption of this Agreement by a County which is a party hereto, notice of that County's intention to approve this Agreement was advertised once a week for two successive weeks in a newspaper having general circulation in that County. This notice contained a descriptive summary of this Agreement, described the new boundary, stated that a copy of this Agreement, including Exhibit A, was on file in the office of the Clerk of the Board of Supervisors of the County, and gave the time and location that a public hearing would be held concerning the adoption of this Agreement. A copy of this Agreement, including Exhibit A, was on file in the office of the clerk of the Board of Supervisors of that County during the two week period covered by the advertisement, and the Agreement was adopted only after the advertised public hearing was conducted.
7. A plat of survey shall be made to show the boundary as established by this Agreement. The cost of said survey shall be divided equally.
8. The respective County Attorneys shall jointly submit this Agreement, and the survey referred to above, to the Circuit Court of Fauquier County for approval in accordance with §15.2-3108 of the Code of Virginia, and if same be approved, they shall then seek any approval necessary from the Department of Justice under the Voting Rights Act. Any filing fees associated with these actions shall be divided equally between the three Counties.
9. This Agreement shall become effective at midnight, December 31, 1999.

### Exhibit A

#### **PIN Owners Name Description**

1. 5989-88-2420-000 Parker, Jean C. 2.29 Acres, Lot 1-A-1

Bear Hollow Ridge

2. 5989-88-5093-000 McCauley, Roger L. 6.46 Acres

and Patricia E. E. Rt. 522

3. 5090-34-7194-000 United States of America 20 Acres

W. Rt. 638

4. 5090-52-2126-000 Capital Skiing Corp. 7.081 Acres

Linden

5. 5090-63-1242-000 United States of America 28.43 Acres

Linden

6. 5090-73-4971-000 United States of America 27.03 Acres

W. Rt. 638

7. 5090-84-3855-000 United States of America 21.26 Acres

W. Rt. 638

8. 6001-42-9075-000 Salmons, Annie L. 3 Acres

and W. Kaye Linden Woods

Lot 8A

9. 6001-52-6094-000 Lawrence, George H. 7.3 Acres

S. Rt. 55

10. 6012-04-5124-000 Indahl, Berne M. .0384 Acres

and Pamela J. Lot 14, Kenny Woods

Subdivision

11. 6012-04-6107-000 Thacker, Wilbur W., III .0384 Acres

and Janet B. Lot 13, Kenny Woods

Subdivision

12. 6012-04-8264-000 Hilty, Mark T. .2341 Acres

& Mary Alice Lot 11 Kenny Woods

Subdivision

13. 6012-04-9386-000 Riccio, Charles N. .6206 Acres

Toney, Deanna M. Lot 10, Kenny Woods

Subdivision

14. 6012-14-1512-000 Hendrickson, Donald D. .7161 Acres

and Brenda L. Lot 9, Kenny Woods

Subdivision

15. 6012-14-2479-000 Martin, Thomas S. .5879 Acres

and Deborah L. Lot 8, Kenny Woods

Subdivision

16. 6012-14-4437-000 Mabie, Richard E. .4597 Acres

and Vicki R. Lot 7, Kenny Woods

Subdivision

17. 6012-14-5565-000 Gilbert, Douglas T. .332 Acres

Lot 6, Kenny Woods

Subdivision

18. 6012-14-7513-000 Krupa, Joann L. .2083 Acres

Lot 5, Kenny Woods

Subdivision

19. 6012-14-9651-000 Cumbra, John M. .1092 Acres

and Rita A. Lot 4, Kenny Woods

Subdivision

20. 6012-24-1606-000 Harrover, Emory F. .1098 Acres

and Linda F. Lot 3, Kenny Woods

Subdivision

21. 6012-24-2722-000 Mason, Ronald S. .1265 Acres

Lot 2, Kenny Woods

Subdivision

22. 6012-24-3789-000 Muollo, David T. .1799 Acres

and Claudene E. Lot 1, Kenny Woods

Subdivision

23. 6012-24-6988-000 Commonwealth of VA 1.7158 Acres

Board of Game & Inland Par, B-1

Fisheries N. Side Rt. 638

24. 6012-25-8088-000 Commonwealth of VA 1.7158 Acres

Board of Game & Inland Par. B-2

Fisheries N. Side Rt. 638

B. Property to be placed in Warren County, now located in Fauquier County, currently assessed in Warren County: (Map Number/Lot indicates Warren County Tax Map No.)

**HIGH KNOB SUBDIVISION** (Note: All of High Knob Subdivision is to become located in Warren County).

**Map Number/Lot Owners Name Description**

1. 31B1-2-N-A1 USA High Knob

2. 31B1-2-N-B1 USA High Knob

3. 31B1-2-N-27 USA High Knob

4. 31B1-2-N-28 USA High Knob

5. 31B1-2-N-29 USA High Knob

6. 31B1-2-N-30 USA High Knob

7. 31B1-2-N-31 USA High Knob

8. 31B1-2-N-32 USA High Knob

9. 31B1-2-N-33 USA High Knob

10. 31B1-2-N-34 USA High Knob
11. 31B1-2-N-35 USA High Knob
12. 31B1-2-N-36 USA High Knob
13. 31B1-2-N-89 USA High Knob
14. 31B1-2-M-26 USA High Knob
15. 31B1-2-M-27 USA High Knob
16. 31B1-2-M-28 USA High Knob
17. 31B1-3-O-1 USA High Knob
18. 31B1-3-O-2 USA High Knob
19. 31B1-3-O-3 USA High Knob
20. 31B1-3-O-4 USA High Knob
21. 31B1-3-O-5 USA High Knob
22. 31B1-3-O-6 USA High Knob
23. 31B1-3-O-7 USA High Knob
24. 31B1-3-O-8 USA High Knob
25. 31B1-2-N-82 High Knob High Knob  
Association, LC
26. 31B1-2-N-83 High Knob High Knob  
Association, LC
27. 31B1-2-N-84 High Knob High Knob  
Association, LC
28. 31B1-2-N-85 High Knob High Knob  
Association, LC
29. 31B1-2-N-86 High Knob High Knob  
Association, LC
30. 31B1-2-N-87 High Knob High Knob

Association, LC

31. 31B1-2-N-88 High Knob High Knob

Association, LC

32. 31B1-6-S-49W High Knob 1.06 Acres, HK

Association, LC

33. 31B1-6-S-53R High Knob 1.01 Acres, HK

Association, LC

34. 31B1-6-S-54Q High Knob .97 Acres, HK

Association, LC

35. 31B1-6-S-55P High Knob .96 Acres, HK

Association, LC

36. 31B1-6-S-56O High Knob .98 Acres, HK

Association, LC

37. 31B1-6-S-57Y High Knob 1.12 Acres, HK

Association, LC

38. 31B1-6-S-58X High Knob 1.67 Acres, HK

Association, LC

39. 31B1-8-W-1 High Knob High Knob ½ Lot

Association, LC in Fauquier Co.

40. 31B1-8-W-2 High Knob High Knob ½ Lot

Association, LC in Fauquier Co.

41. 31B1-8-W-3 High Knob High Knob ½ Lot

Association, LC in Fauquier Co.

42. 31B1-8-W-4 High Knob High Knob ½ Lot

Association, LC in Fauquier Co.

43. 31B1-8-W-5&6 Jordan, Wade H. High Knob

et al. 1.63 Acres

44. 31-37 High Knob High Knob

Association, LC 29.63 Acres Total

5 Acres in Fauquier

45. 31B1-2-N-80 Hall, David High Knob

46. 31B1-2-N-81 Dubois, George High Knob

47. 31B1-6-S-50V Hopson, Lloyd D. High Knob

et ux 1.03 Acres

48. 31B1-6-S-51T Hopson, Lloyd D. High Knob

et ux 1.79 Acres

49. 31-24 Capital Skiing Corp. 15.28 Acres

(formerly J.W. Marshall)

C. Property to be placed in Fauquier County, now located in Warren County, currently assessed in Fauquier County: (PIN indicates Fauquier County Tax Map Number)

**PIN Owners Name Description**

1. 6000-76-9440-000 Hickerson, Donald 2.36 Acres

Edward & Shirley Kay (Total 8.11 Acres)

Linden

2. 6000-24-9397-000 Linden Ltd. Partnership 29.289 Acres

(Total of 98.789 Ac)

The Ridges Parcel 21

3. 6000-56-3196-000 Smith, Mark A.H., Jr. 105 Acres

(Total 157 Acres)

W. Side Rt. 638

4. 6000-54-4074-000 Law Family Partnership . 14 Acres

(Total 75.6862 Acres)

W. Side Rt. 638

5. 6000-66-9626-000 Linwar LP 23.74 Acres

(Total 38.241 Acres)

E. Side Rt. 638

6. 6000-15-1648-000 Dean, John E. 2.318 Acres

(Total 25.00 Acres)

to bring new line to

center of Windward Lane

7. 6000-15-8141-000 Dean, John E. 1.292 Acres

(Total 33.24 Acres)

to bring new line to

center of Windward Lane

and Pond Trail

D. Property to be placed in Fauquier County, now located in Warren County, currently assessed in Warren County: (Map Number/Lot indicates Warren County Tax Map No.)

**Map Number/Lot Owners Name Description**

1. 32B-1-22 Olmstead, George, et ux. The Ridges, Lot 22

13.35 Acres

2. 32B-1-23 Dean, Paul R., Jr., et al. The Ridges, Lot 23

16.53 Acres

3. 32B-1-24 Butler, Michael, et ux. The Ridges, Lot 24

17.03 Acres

4. 32B-1-25 Wine, Charles E., et ux. The Ridges, Lot 25

14.18 Acres

5. 32B-1-26A USA 1.47 Acres

(Total 17.81 Acres)



6. 32-45-B Wine, James M., et ux . 13.86 Acres

7. 32-46 Ralls, John F. 17.63 Acres

8. 32-47 Smith, Jeffrey J., et ux. 26.80 Acres

9. 32-47-A Mills, Charles T., et ux. 1.97 Acres

10. 32-48 Hickerson, Donald 20.00 Acres

Edward, et al.

Hickerson Land Trust

11. 32-48-A Harlan, Timothy S., et ux. 60.00 Acres

12. 32-49 Mills, Charles 6.11 Acres

Dodd, Brad Jennings, et ux.

13. 32-50 & 50-A Beam, Josephine E. 25.80 Acres

14. 32-55 USA 8.09 Acres

(Total 22.52 Acres)

15. 32-55-B Hitchcock, Walter A., et ux. 21.68 Acres

**A RESOLUTION FOR ENHANCED HEALTH CREDIT PROGRAM FOR RETIRED LOCAL SOCIAL SERVICES EMPLOYEE, SHERIFF, SHERIFF'S DEPUTY AND CONSTITUTIONAL OFFICERS**

Mr. Mangum moved to hold a work session at the January 18, 2000 meeting on a request to adopt a resolution for enhanced health credit program for certain retired employees. Mr. Winkelmann seconded.

Mr. Winkelmann moved to amend the motion to include authorizing the Chairman to write to the Virginia Retirement System and indicate that the Board of Supervisors would participate in the state portion of enhanced benefits for certain retirees. Mr. Mangum seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Larry  
L. Weeks; Mr.  
Joe  
Winkelmann;  
Mr. Wilbur W.  
Burton; Mr.  
James R. Green,  
Jr.; Mr. David  
C. Mangum*

*Nays: None*

*Absent During  
Vote: None*

*Abstention:  
None*

The vote for the original motion to hold a work session in January was unanimous as follows:

*Ayes: Mr. Larry  
L. Weeks; Mr.  
Joe  
Winkelmann;  
Mr. Wilbur W.  
Burton; Mr.  
James R. Green,  
Jr.; Mr. David  
C. Mangum*

*Nays: None*

*Absent During  
Vote: None*

*Abstention:  
None*

**COMPLETION OF ROADS TO VIRGINIA DEPARTMENT OF TRANSPORTATION  
STANDARDS IN BROOKFIELD SUBDIVISION**

Mr. Mangum moved to adopt the following resolution. Mr. Green seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Larry  
L. Weeks; Mr.  
Joe  
Winkelmann;  
Mr. Wilbur W.  
Burton; Mr.  
James R. Green,  
Jr.; Mr. David  
C. Mangum*

*Nays: None*

*Absent During  
Vote: None*

*Abstention:*  
*None*

## RESOLUTION

### A RESOLUTION TO APPROVE COUNTY COMPLETION OF SUBDIVISION ROADS IN BROOKFIELD SUBDIVISION

WHEREAS, the County approved on December 19, 1989, a final plat for Brookfield Subdivision, located off of Route 29, north of Opal, for which the Fauquier County Zoning Ordinance required the roads to be designed and constructed to standards acceptable by the Virginia Department of Transportation (VDOT) for acceptance into the State Secondary Road System; and

WHEREAS, the Fauquier County Subdivision Ordinance required the construction or bonding for construction prior to recordation of the final plat; and

WHEREAS, a Developer's Agreement was executed and a bond was posted on February 13, 1990; and

WHEREAS, the subdivision was put to record; and

WHEREAS, the Developer lost control of the lots and they were subsequently sold; and

WHEREAS, the Developer completed the surfacing of the roads and applied for a bond release; and

WHEREAS, the Department of Community Development released the bond for the subdivision prior to acceptance of the road into the state secondary road system; and

WHEREAS, lack of maintenance on the roads have deteriorated them to the point of no longer being acceptable to VDOT for acceptance into the state secondary road system; and

WHEREAS, VDOT can no longer assist the County with the completion of projects such as this; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20<sup>th</sup> day of December 1999, That the Board of Supervisors states its intent to appropriate funds from the FY 2000 budget in the amount of \$40,000 for the completion of the re-paving of these roads; and, be it

RESOLVED FURTHER, That the Board of Supervisors hereby requests the Virginia Department of Transportation to assist the County in determining exactly what needs to be completed in order to bring the roads up to the standards required for acceptance into

the State Secondary Roads System.

### **APPOINTMENTS**

Appointments will be tabled until the January 4, 2000 meeting.

### **CLOSED MEETING**

Mr. Green moved to go into a closed meeting pursuant to Virginia Code Section 2.1-344 (A)(7) for consultation with legal counsel. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Larry  
L. Weeks; Mr.  
Joe  
Winkelmann;  
Mr. Wilbur W.  
Burton; Mr.  
James R. Green,  
Jr.; Mr. David  
C. Mangum*

*Nays: None*

*Absent During  
Vote: None*

*Abstention:  
None*

Upon reconvening from the closed meeting, Mr. Green moved to adopt the following certification. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

### **CERTIFICATION OF CLOSED MEETING**

WHEREAS, the Fauquier County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by this Board of Supervisors that such closed meeting was conducted in conformity with Virginia Law; now, therefore, be it

RESOLVED this 20th day of December 1999, That the Fauquier County Board of Supervisors certifies that, to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Fauquier County

Board of Supervisors.

VOTE:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr.  
Wilbur W. Burton; Mr. James R. Green, Jr.; Mr.  
David C. Mangum

Nays: None

Absent During Vote: None

Absent During Meeting: None

With no further business, the meeting was adjourned.